

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FILED IN CLERK'S OFFICE
U.S.D.C. - Atlanta

SEP 28 2010

JAMES N. HATTEN, Clerk
By: *[Signature]*
Barry Clerk

TASER INTERNATIONAL, INC., DAVID
BATCHELOR, NATALIE BATCHELOR, DR.
THOMAS COLLENTINE, JUDITH
COLLENTINE, CHARLES FAIRES,
SANDRA FAIRES, MASAJI KELLY, KELLY
KELLEY, STEPHEN LISENBY, PATRICIA
LISENBY, RICHARD D. ALMEROOTH,
CONSTANCE L. ALMEROOTH, JAMES
BAKER, JR., ROBERT BAKER, WILLIAM
BURNSIDE, DONNA C. CASH, as Personal
Representative of the Estate of Dorothy A.
Connelly, SOUTHEAST EYE SURGERY
CLINIC, INC. EMPLOYEE PSP, JAMES
DUNAGIN, JR., EMILY DUNAGIN,
RICHARD C. HASKELL, SUSAN HASKELL,
RICHARD C. HASKELL, JR., AMY
HASKELL, MARY RICHARDSON, PAMELA
LEWIS, JANE MAJ, MARGARET ROCHE,
ROSEMARY SCOTT, as Personal
Representative of the Estate of Chet Scott,
JOHN SCOTT, PETER SCOTT, MICHELLE
SCOTT, MARY ROSE STUCKER, MICHAEL
BOYER, PHILLIPS WALLER SMITH,
PATRICK W. SMITH, THOMAS P. SMITH,
DEANNA M. SMITH, BRUCE CULVER, and
DONNA T. CULVER,

Plaintiffs,

v.

MORGAN STANLEY & CO., INC.,
GOLDMAN, SACHS & CO., GOLDMAN
SACHS EXECUTION & CLEARING, L.P.,
BEAR STEARNS & CO, INC., K/N/A JP
MORGAN SECURITIES, INC., BEAR

CIVIL ACTION NO.

~~JOP~~
1:10-CV-3108

**DEFENDANTS'
CONSENT TO
REMOVAL**

STEARNS SECURITIES CORP., K/N/A JP :
MORGAN CLEARING CORP., MERRILL :
LYNCH PRO, PIERCE, FENNER & SMITH, :
INC., DEUTSCHE BANK SECURITIES, INC., :
CREDIT SUISSE SECURITIES (USA) LLC, :
BANC OF AMERICA SECURITIES, LLC, :
UBS SECURITIES, LLC, MERRILL LYNCH :
PROFESSIONAL CLEARING :
CORPORATION, and JOHN DOES 2-10, :
Defendants. :

Defendants Morgan Stanley & Co. Incorporated, Goldman, Sachs & Co., Goldman Sachs Execution & Clearing, L.P., Bear Stearns & Co. Inc. N/K/A J.P. Morgan Securities LLC, Bear Stearns Securities Corp., N/K/A J.P. Morgan Clearing Corp., Merrill Lynch, Pierce, Fenner & Smith Incorporated, Deutsche Bank Securities Inc., Credit Suisse Securities (USA) LLC, Banc of America Securities LLC and UBS Securities, LLC, through undersigned counsel, hereby consent to the removal of this case by Defendant Merrill Lynch Professional Clearing Corp. from the State Court of Fulton County, State of Georgia, Civil Case No. 2008-EV-004739-B, to this Honorable Court, in the United States District Court for the Northern District of Georgia, Atlanta Division.

Atlanta, Georgia

Dated: September 28, 2010



Richard H. Sinkfield

Georgia Bar No. 649100

Dan F. Laney

Georgia Bar No. 435290

*Attorneys for Morgan Stanley & Co.
Incorporated, Goldman, Sachs & Co.,
Goldman Sachs Execution &
Clearing, L.P., Bear Stearns & Co.
Inc. N/K/A J.P. Morgan Securities
LLC, Bear Stearns Securities Corp.,
N/K/A J.P. Morgan Clearing Corp.,
Merrill Lynch, Pierce, Fenner &
Smith Incorporated, Deutsche Bank
Securities Inc., Credit Suisse
Securities (USA) LLC, Banc of
America Securities LLC, UBS
Securities, LLC and Merrill Lynch
Professional Clearing Corporation*

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SANDRA FAIRES, MASAJI KELLY, KELLY
KELLEY, STEPHEN LISENBY, PATRICIA
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Plaintiffs,

v.

MORGAN STANLEY & CO., INC.,
GOLDMAN, SACHS & CO., GOLDMAN
SACHS EXECUTION & CLEARING, L.P.,
BEAR STEARNS & CO, INC., K/N/A JP
MORGAN SECURITIES, INC., BEAR

CIVIL ACTION NO.

**CERTIFICATE OF
SERVICE**

STEARNS SECURITIES CORP., K/N/A JP :
MORGAN CLEARING CORP., MERRILL :
LYNCH PRO, PIERCE, FENNER & SMITH, :
INC., DEUTSCHE BANK SECURITIES, INC., :
CREDIT SUISSE SECURITIES (USA) LLC, :
BANC OF AMERICA SECURITIES, LLC, :
UBS SECURITIES, LLC, MERRILL LYNCH :
PROFESSIONAL CLEARING :
CORPORATION, and JOHN DOES 2-10, :
Defendants. :

I hereby certify that I have this day served a true and correct copy of
the foregoing DEFENDANTS' CONSENT TO REMOVAL on counsel of
record in this action via hand delivery addressed to the following attorneys
of record:

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This 28th day of September, 2010.

A handwritten signature in black ink, appearing to read "Richard H. Sinkfield", written over a horizontal line.

Richard H. Sinkfield
Georgia Bar No. 649100

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